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ALTA BATES SUMMIT MEDICAL CENTER,

8 RUSSELL D. STANTEN, M.D., LEIGH I.G.

IVERSON, M.D., STEVEN A. STANTEN, M.D., and

9 WILLIAM M. ISENBERG, M.D., Ph.D.

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12
13 COYNESS L. ENNIX, JR., M.D., as an
14 individual and in his representative capacity
15 under Business & Professions Code Section
16 17200 et seq.,

Plaintiff,

17 v.

18 RUSSELL D. STANTEN, M.D., LEIGH I.G.
19 IVERSON, M.D., STEVEN A. STANTEN,
20 M.D., WILLIAM M. ISENBERG, M.D.,
21 Ph.D., ALTA BATES SUMMIT MEDICAL
22 CENTER and does 1 through 100,

Defendants.

CASE NO. C 07-2486 WHA

**[PROPOSED] ORDER
GRANTING DEFENDANT ALTA
BATES SUMMIT MEDICAL
CENTER'S MOTION FOR LEAVE
TO FILE A MOTION FOR
RECONSIDERATION**

DEPT: Ctrm. 9, 19th Flr.

JUDGE: Hon. William H. Alsup

COMPLAINT FILED: May 9, 2007

TRIAL DATE: June 2, 2008

1 WHEREAS on August 28, 2007 the Court issued its Order Granting In Part
2 And Denying In Part Motion To Dismiss (the "Order");

3 WHEREAS on August 31, 2007 Defendant Alta Bates Summit Medical
4 Center ("ABSMC") filed its Motion for Leave to File a Motion for Reconsideration of a
5 portion of the Order pursuant to Local Rule 7-9(b)(3); and

6 Whereas the Court finds good cause to allow reconsideration of the
7 following issue: whether the Court should reconsider its finding that the anti-SLAPP
8 motion filed by defendants is moot given that ABSMC requested an award of attorneys'
9 fees and costs pursuant to California Code of Civil Procedure § 425.16(c).

10 Now therefore the Court hereby **GRANTS** ABSMC's Motion for Leave to
11 File a Motion for Reconsideration. The Motion for Leave to File a Motion for
12 Reconsideration shall serve as ABSMC's Opening Brief. Plaintiff's Opposition Brief shall
13 be due on _____, 2007 and ABSMC's Reply Brief shall be due on _____, 2007.
14 After briefing, this matter shall be argued on _____, 2007.

15 **IT IS SO ORDERED:**

16 DATED: _____

17 _____
18 HON. WILLIAM H. ALSUP
United States District Court Judge

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